



Patent US 505C1
Attorney Docket: 612,406-040

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re the Application of:

MICULKA et al.

Serial No.: 10/787,061

Filed: February 24, 2004

For: 3-DEOXPENTOPYRANOSYL NUCLEIC
ACID, ITS PREPARATION AND USE

Group Art Unit: 1632

Examiner: Not Yet Assigned

TRANSMITTAL LETTER

Commissioner for Patents
PO Box 1450
Alexandria, VA 22313-1450

Sir:

In regard to the above patent application, the following documents are enclosed:

1. Preliminary Amendment; and
2. Receipt verification postcard.

CERTIFICATE OF MAILING (37 C.F.R. §1.8)

I hereby certify that this paper (along with any referred to as being attached or enclosed) is being deposited with the United States Postal Service on the date shown below with sufficient postage as First Class Mail in an envelope addressed to the Commissioner for Patents, PO Box 1450 Alexandria, VA 22313-1450.

August 24, 2004
Date of Deposit
IR1:1057480.1

Cynthia B. Pacheco
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3. Fees for claims:

The fees for claims (37 CFR § 1.16(b)-(d)) have been calculated as shown below:

| Claims | No. Previously Paid For | Claims Remaining | No. to be Paid For | Large Entity Fee | Additional Fee Due |
|--|-------------------------|--|--------------------|------------------|---------------------------------|
| Total | 20 | - 12 = | 0 x | \$18.00 | \$0.00 |
| Independent | 3 | - 3 = | 0 x | \$86.00 | \$0.00 |
| Multiple Dependent | 0 | (if applicable) <input type="checkbox"/> | | \$290.00 | \$0.00 |
| TOTAL OF ABOVE CALCULATIONS | | | | | \$0.00 |
| Reduction by ½ for Filing by Small Entity. Note 37 CFR §§ 1.9, 1.27, 1.28. | | | | | <input type="checkbox"/> \$0.00 |
| TOTAL FEES FOR CLAIMS SUBMITTED HEREWITH | | | | | \$0.00 |

4. Applicants believe no fees are due with the filing of these documents. However, the Commissioner is hereby authorized to charge any fees that may be required with the filing of these documents to Deposit Account No. 50-2862.

Respectfully submitted,

O'MELVENY & MYERS LLP

Dated: August 24, 2004

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Enclosures

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JPW 1032

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PRELIMINARY AMENDMENT

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

Please amend the above-referenced application as follows.

Amendments to the Claims begin on page 2 of this paper.

Remarks begin on page 5 of this paper.

CERTIFICATE OF MAILING (37 C.F.R. §1.8)

I hereby certify that this paper (along with any referred to as being attached or enclosed) is being deposited with the United States Postal Service on the date shown below with sufficient postage as First Class Mail in an envelope addressed to Mail Stop Petition, Commissioner for Patents, Alexandria, VA 22313-1450.

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